

U. S. BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF VIRGINIA

ROANOKE CALENDAR - MAY 3, 2004

(The Honorable William F. Stone, Jr. Presiding)

(Start: _____ Recess: _____ ♦ Resume: _____ Stop: _____ ♦ Trials: _____ Proceedings _____)

Attys: Debtors: Case Nos.: Trustees:

9:30 A.M. - CHAPTER 13 CONFIRMATIONS

M Hart KRYSTAL RUTLEDGE 7-04-00141 Connelly/GR
Plan filed 2/6; d/e # 17; *contd from 4/5*
Trustee Report, Obj & Showcause: Convert/dismiss, filed 3/1; d/e # 20, 21

M Hart MICHAEL BOWERS-ch13 7-03-04990 Connelly/LM
Amended Plan filed 5/5; d/e # 54,55
Trustee Report, Obj & Showcause: Dismiss/convert, filed 12/23; d/e # 19 *contd fr 5/3*

Krippendorf DAPHNE CARR - Ch. 13 7-04-00214 Connelly/GR
Plan filed 2/17 [d/e # 18]; *contd from 4/5*
Obj.: USA/IRS (Eckert) [d/e # 31]
Trustee's Report, Objection & Show Cause on Dismissal or Conversion [d/e # 30]

M Hart EDNA SILER 7-04-00037 Connelly/NS
Mod Plan filed 3/16; d/e # 19, 20
Trustee Report, Obj & Showcause: Dismiss/convert, filed 2/10; d/e # 16 *contd fr 3/22*
Obj of City of Roanoke (Collins) filed 2/12; d/e # 17 ***withdrawn by letter of 3/30;d/e#25***

9:30 A.M. - CHAPTER 13 CONFIRMATIONS

Delafield	KRISTINE HERRON	7-03-03956	Connelly/JJ
	– <i>Case bifurcated on 4/19/04; his case dismissed 4/20; mod plan filed in her case 4/22, set for 6/1 @ 9:30, d/e # 52</i>		
	Trustee's Motion to Dismiss/convert contd from prior hearings, d/e # 19 & d/e # 37		
Pro se	MARGARET UMSTEAD-ch13	7-04-00669	Connelly/JJ
	Plan filed 3/9; d/e # 14, 15, 16		
	Trustee Report, Obj & Showcause: Dismiss/convert, filed 3/24; d/e #18		
	Trustee <u>Supplemental</u> Report filed 4/21; d/e #20		
M Giles	JANET CHILDERS-SHELL	7-04-00569	Connelly/JJ
	Plan filed 2/13; d/e # 6, 10		
	Trustee Report, Obj & Showcause: Dismiss/convert, filed 3/24; d/e #15		
M Hart	GLORIA SMITH	7-04-00031	Connelly/GR
	Mod Plan filed 3/22		
	Trustee Report, Obj & Showcause: Dismiss/convert; filed 2/10; d/e # 21 <i>contd from 3/22</i>		
M Hart	RONNIE & KRISTIE CONNER	7-04-00727	Connelly/NS
	Plan filed 3/8; d/e # 13 with certificate of service		
	Trustee Report, Objection & Showcause: Dismiss/convert, filed 3/25; d/e # 20		

9:30 A.M. - CHAPTER 13 CONFIRMATIONS

Krippend. MAURICE RAMSEY-chl3 7-04-00547 Connelly/NS
Plan filed 3/1; d/e # 17
Trustee Report, Objection & Showcause: Dismiss/convert, filed 3/25; d/e # 22

M Hart GARY BONNETTE 7-04-00637 Connelly/NS
Plan filed 2/18; d/e # 6
Trustee Report, Objection & Showcause: Dismiss/convert, filed 3/25; d/e # 17

M Hart MICHAEL & SABRINA FIZER 7-04-00712 Connelly/SJ
Plan filed 3/3; d/e # 14
Trustee Report, Objection & Showcause: Dismiss/convert, filed 3/25; d/e # 17

McNally BRENDA LAWSON-chl3 7-03-05084 Connelly/AF
Plan filed 2/17; d/e # 19, 24
Trustee Report, Objection & Showcause: Dismiss/convert, filed 3/25; d/e # 30

Krippend. JOSEPH & LINDA SIMMONS 7-04-00529 Connelly/SJ
Amended Plan filed 3/26 d/e # 23, with certif of service
Trustee Report, Objection & Showcause: Dismiss/convert, filed 3/25; d/e # 21

Valuation: filed 3/11; d/e # 18, (*amended 3/16 by d/e # 19*)
Schewels Furniture Co Inc : lawn tractor/bedroom suit

Roanoke Calendar - 5/3/04

9:30 A.M. - CHAPTER 13 CONFIRMATIONS

Krippend. ANNETTE GILLEN 7-03-03122 Connelly/SJ
Mod Plan filed 3/16; d/e # 63, 65, 68
Objs of Vinton Title Insurance (filed 11/6/03; d/e # 28) and National Grange
Mutual Insurance (filed 9/18/03; d/e # 17) contd to hear w/mod plan by d/e # 57 ord.
Obj: (renewed) filed 4/15; d/e # 69: Vinton Title Insurance Agency Inc (Shelor)
Obj: National Grange Mutual Ins Co (by Matthew W. Ingraham, Esq.) Filed 4/23,#70

P Brown RICHARD & GEORGIA MARTIN-chl3 7-03-05208 Connelly/AF
Mod Plan filed 3/15; d/e # 24, 26
Trustee Obj & Showcause contd from prior hearings to hear w/mod plan, d/e # 18, 22

Janney JAMES BLACKBURN 7-04-00261 Connelly.GR
Ch. 13 Plan filed in Court 4/19
Trustee's Motion to Re-Convert to Ch. 7 was granted 4/19

10:30 A.M. - CHAPTER 13 CONFIRMATIONS

M. Hart RICHARD & EVELYN GRAHAM - Ch. 13 7-03-04773 Connelly/VS
Plan filed 11/10; d/e # 6 *contd from 2/9*
Obj.: Hyundai Motor Finance Co. (Zimm) filed 12/29; d/e # 19
Trustee Report, Objection & Showcause: Dismiss/convert: filed 12/10; d/e # 16
Trustee Supplemental Report, Obj & Showcause filed 1/20; d/e # 24

Motion for Valuation of 2003 Rodeo–Hyundai Motor Finance, creditor [d/e # 14]
Response/Objection filed by Hyundai Motor Finance (Zimm) 12/29 [d/e # 19]
contd from 2/9

Motion # 1: Relief–filed 1/20 [d/e # 24, 25]; Movant's certification filed

Hyundai Motor Finance Co. (Zimm) v. Debtors & Trustee
Response filed 1/22; d/e # 28
contd from 2/9

Roanoke Calendar - 5/3/04

11:00 A.M. - CHAPTER 13 CONFIRMATIONS

Janney	EDITH MURPHY	7-02-02777	Connelly/NS
	Mod Plan filed 2/13; d/e # 62, 63; <i>contd from 4/5 & 5/3 for Tr to conduct or have office of UST conduct investigation into re-financing transaction</i>		
	Trustee Report, Obj & Showcause: Dismiss/convert, filed 4/22; d/e # 70		

11:00 A.M. - MISCELLANEOUS

Krippend.	CASSANDRA WILLIAMS	7-00-02320	Connelly/SJ
	Trustee Motion to Dismiss or Convert, filed 3/10; d/e # 45		
	<u>Response of Debtor filed 3/30; d/e # 46</u>		

Krippend.	JAMES AMBURGEY-ch13	7-99-03937	Connelly/NS
	Motion of Trustee to convert or dismiss, filed 3/10; d/e # 28		
	<u>Response filed by Debtor 4/5; d/e # 29</u>		

McNally	MELANIE CRENSHAW	7-03-04166	Connelly/JJ
	Obj to Claim #1: Fairbanks Capital: \$9,779.84, filed 3/17; d/e # 27		
	<i>-Order entered 4/20 withdrawing Debtor's Obj. to Claim # 1</i>		
	Obj to Claim #5: IRS, filed 3/24; d/e # 33 , 35		
	<i>-Order of 4/6 withdraw's obj to Cl. #5 of IRS</i>		

Obj to Claim #12 of Alegis Group: \$9,649.47, filed 3/17; d/e # 28

Krippend. JAMES STEWART 7-03-05259 Connelly/SL
Obj of Debtor to Claim #2: Homeq in amt of \$36,220.09, filed 3/18; d/e # 30

Roanoke Calendar - 5/3/04

11:00 A.M. -MISCELLANEOUS

M Hart ERIC & CYNTHIA SURFACE 7-03-04710 Connelly/GR
Obj of Debtor to Claim #9: Beneficial Finance, filed 3/17; d/e # 31
***–NOTE: obj form never returned to attorney for service – being re-filed
for hearing on 6/14 @ 11:00***

Krippend. RANDALL MITCHELL 7-03-03975 Connelly/SL
Motion of Debtor's counsel for Compensation and Motion for Distribution of
Plan Funds pursuant to section 1326, filed 3/23; d/e # 54

Delafield DENNIS & RONNI MILLER-chl3 7-03-03102 Connelly/SJ
Motion #3: Reliefl *contd from 4/5*
Wachovia Bank /First Union Natl Bk (Mason) v. debtors & trustee
Answer filed 3/19; d/e # 44
–ORDER of 4/22 granted relief – IF debtor not current by 7/5

M Hart GROVER & PATSY STUMP 7-03-03215 Connelly/SL
Motion #2: Relief from co-debtor stay, filed 3/29; d/e # 37, 38
Transouth Financial Corp(Zimm) v. co-debtor Bernice Lee Stump
—no objs filed, Co-Debtor Stay Relieved pursuant to 3/29 self-executing order

Krippend. STEVE & SALLY HARRIS-chl3 7-03-02253 Connelly/VS
Motion #2: Relief - filed 4/2; d/e # 35, 36, 37
Virginia Housing Development authority (Wade) v. debtors & trustee
Response filed 4/15; d/e # 38

Mayer FREDDIE & PEGGY DUDLEY 7-03-01913 Connelly/VS
Motion #1: Relief - filed 4/2; d/e # 50, 51, 53
Wachovia Bank (Mason) v. debtors & trustee
–NOTE: CASE DISMISSED 4/19/04, d/e # 55, on trustee’s motion; cancels hearing

Roanoke Calendar - 5/3/04

11:00 A.M. -MISCELLANEOUS

Krippend. CAROLE THOMASSON-chl3 7-03-05014 Connelly/GR
Motion #1: Relief - filed 4/9; d/e # 28, 29, 30
IndyMac Bank (Gershen) v. debtor & trustee
Response filed 4/15; d/e # 36

Motion #2: Relief from co-debtor stay, filed 4/9; d/e # 31, 32
IndyMac Bank (Gershen) v. debtor, trustee, and Sherelen A. Thomason, co-debtor

Dickenson
Hart VIRGINIA WOOLRIDGE 7-00-03187 Connelly/NS
Motion #1: Relief from stay & and from co-debtor stay
U S Bank NA as Trustee (Clarke) v. debtor & Hollie Marie Via, co-debtor
Answer filed 4/23; d/e # 44

Goldstein MICHAEL FENSTER-ch7 7-03-05002 Creasy/SJ
Motion of U. S. Trustee to further extend debtor discharge and time to file
complaints, filed 4/9; d/e # 28, 29
–ORDER of 4/22 granted further extension to 7/14/04

Goldstein A & E INTERNATIONAL, LLC - Ch. 11 7-02-02760 DIP/JJ
Motion for final decree [d/e # 178]
Obj: National Bank of Commerce (B. McGraw) filed 4/28; d/e # 179
Obj: U. S. Trustee (Garber) filed 4/28; d/e # 180

P Brown AUDWIN & CYNTHIA ANDERSON' 7-02-00657 Connelly/NS
Motion #3: Relief - filed 4/15; d/e # 53, 54, 55
Citifinancial Network (Mcquiddy) v. debtors; *movant certification filed 4/22; d/e # 57*
Answer of debtors, filed 4/15; d/e # 54

M. Hart MARGARET ROSS - Ch. 13 7-02-03194 Connelly/SO
Motion to Incur Debt filed by Debtor [d/e # 41]

Roanoke Calendar - 5/3/04

2:00 P. M. - PRE-TRIAL CONFERENCES

M Hart WILLIAM SMITH JR & MELISSA JOHNSON-SMITH 7-03-03291 Connelly/JM
A/P 7-04-00018: Recover money Or Property
Debtors v. NBC Bank FSB ()
—contd from 5/3 to file & notice Motion for Default Judgment

2:00 P.M. - MISCELLANEOUS

Zadell JAMES & MARY LAWSON 7-03-01427 Allen/NS
Motion of Trustee to Sell Interest of the Estate in Real Estate/Tree Tops Resort
Unit Timeshare , filed 4/13; d/e # 29

M Giles KENNETH POWELL 7-03-03699 Creasy/S
Motion to Employ professional, Roy Creasy, as Trustee (order presented), filed
3/26, d/e # 20, with Notice filed 4/21; d/e # 21

Szathmary MELISSA FERGUSON 7-03-05395 Vogel/SL
Motion of debtor to Redeem Property : Roanoke Valley Federal Credit Union:
2003 Hyundai Elantra for not more than \$7,920, filed 3/24; d/e # 13

C Allen JUBB'S MAIL SERVICE-ch7 7-02-05074 Vogel/NS
Motion of BJ Trucking Inc (Scott) for pmt of secured claim filed 3/29; d/e # 124, 131; 133;
Obj of IRS (Eckert) filed 4/15; d/e # 130; and Response thereto of BJ Trucking
filed 4/20; d/e # 132 contd from 5/3

Palmer WILLIAM & CAROLYN FOSTER-ch7` 7-04-01368 Krippend/AF
Motion #1: Relief - filed 4/7; d/e # 10, 11
Bank of America NA (Sasser) v. debtors & trustee
Answer filed 4/13; d/e # 12 – contd from 5/3

Roanoke Calendar - 5/3/04

2:00 P. M. - MISCELLANEOUS

Padgett DONNA LAMBERT 7-04-01430 Vogel/VS
Motion #1: Relief - filed 4/6; d/e # 9, 10, 11
Principal Residential Mortgage (Sasser) v. debtor & trustee
Answer filed 4/13; d/e # 15 – contd from 5/3

Pro se KERMIT GILES 7-03-01084 Krippend/SO
Obj of Debtor to Claim # 1 of Barbara G Mills (\$1826.20) filed 3/2 [d/e # 229]
Motion of Claimant to Dismiss Debtor Objection to Claim #1(McNally) file 4/1;d /e# 232

A/P 7-03-00171: ***Mot of Debtor/defendant to Dismiss Complaint filed 2/17; d/e # 16
contd from 3/22 by ord of 3/22; final pre-trial contd also from 4/5 calendar***
W. Clarkson McDow (Garber) v. debtor (Pro se)

2:30 P.M. - HEARING BY TELEPHONE CONFERENCE*

****call to be initiated by counsel for movants***

Ricketts LEONEL & COLEEN PAIXAO (pa'san) 5-04-00356 Leake

Motion #2: Relief – *hearing scheduled by telephone conference*
Debtors (Ricketts) v. Wachovia Bank

2:30 P.M. - MISCELLANEOUS

Earman, D. NAUTILUS WINCHESTER INC 5-02-01703rwk-7 Davenport
Trustee Motion for Order of Contempt v. Carl R. Dority, Jr.
Harrisonburg case: motion recused to Judge Stone ; contd from 2/9 & 4/5

-NOTE: Court received faxed request for continuance: Trustee witness unavailable on 5/3; at Judge Stone's direction, contacted Mr. Davenport with possible dates, and the parties have selected the date of 5/20 at 2:30 p.m., and Mr. Davenport will tender the order of continuance thereon.

Roanoke Calendar - 5/3/04

2:30 P. M. - TRIAL

C Allen PAMELA A. HINKLE 7-02-03960 Creasy/SO
A/P 7-03-00082: Approval for sale of both interest in estate and of co-owner in property
Roy V. Creasy, Trustee (Creasy) v. Lovick M. Hinkle (M Hart) and
Helen P. Parrish, Ch 13 Trustee ()
-contd from 5/3 for parties to Notice Motion to Approve Compromise

3:00 P. M. - TRIAL

Krippendorf	MARK ANDERSON - Ch. 7	7-03-01912	McLean/jm
	A/P 7-03-00131: Determine dischargeability of a debt; Capital One Bank (Sinesi) v. Debtor		

